



County of Los Angeles CHIEF EXECUTIVE OFFICE

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WILLIAM T FUJIOKA
Chief Executive Officer

June 10, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS: REQUEST FOR JURISDICTION
ROSEMEAD BOULEVARD FROM THE CITY BOUNDARY NORTH OF
CALLITA STREET TO 71 FEET NORTH OF CALLITA STREET
CITY OF TEMPLE CITY
(SUPERVISORIAL DISTRICT 5)
(4 VOTES)**

SUBJECT

This action is to adopt a resolution declaring a portion of Rosemead Boulevard to be a part of the County System of Highways for the limited purpose of performing roadway improvements that extend into the City of Temple City.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Adopt the resolution declaring Rosemead Boulevard from the City boundary north of Callita Street to 71 feet north of Callita Street, within the City of Temple City, to be a part of the County System of Highways.

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is for the County of Los Angeles (County) to obtain jurisdiction of a portion of Rosemead Boulevard in order to administer a roadway improvement project that extends into the City of Temple City.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs that we provide Service Excellence (Goal 1) and Community Services (Goal 6). By improving Rosemead Boulevard, residents of and the unincorporated County community of East Pasadena, the City of Temple City, and nearby cities who travel this road will benefit, and their quality of life will be improved.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

Your Board's adoption of the attached resolution will not directly result in any fiscal impact on the County. We will submit the project to your Board for approval to advertise a construction contract for the road improvements at a later date.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Sections 1700-1702 of the California Streets and Highways Code provide that the Board of Supervisors of any county may, by a resolution adopted by a four-fifths vote of its members, declare any highway in the county lying in whole or in part within a city to be a county highway for certain purposes, including improvement. The governing body of the affected city may consent to the relevant portion of the highway within its jurisdiction being included as a part of the county highway system. Thereafter, the Board of Supervisors of the county may acquire right of way, construct, maintain, improve, or repair such highway in the same manner as other county highways.

The City has consented to jurisdiction in a City Counsel action on May 20, 2008, (resolution attached). The County's resolution has been reviewed and approved as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

This roadway improvement project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15301(c) and Section 15303(d) of the CEQA guidelines and Class 1(x), Subsections 2, 4, 10, 14, 16, 18, 19, 20, and 22 and Class 3(a) of the Environmental Reporting Procedures and Guidelines adopted by your Board on November 17, 1987. These exemptions provide for modification of existing traffic signal systems, reconstruction and resurfacing of existing roadway pavement, reconstruction of the median islands, curb and gutter, curb ramps, driveways, sidewalk, catch basins, and storm drain laterals

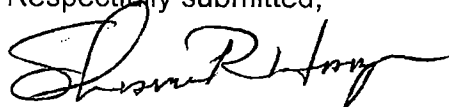
IMPACT ON CURRENT SERVICES (OR PROJECTS)

The roadway improvement project on Rosemead Boulevard from Foothill Boulevard to 566 feet south of Ardenale Avenue is tentatively scheduled to be advertised for construction bids in fall 2008.

CONCLUSION

Please return one adopted copy of this letter and two certified copies of the resolution to the Department of Public Works, Programs Development Division.

Respectfully submitted,



WILLIAMS T FUJIOKA
Chief Executive Officer

WTF:DDE
SA:sc

Attachment

c: County Counsel

**RESOLUTION DECLARING ROSEMEAD BOULEVARD, FROM THE CITY
BOUNDARY NORTH OF CALLITA STREET TO 71 FEET NORTH OF CALLITA
STREET, WITHIN THE CITY OF TEMPLE CITY, TO BE A PART OF THE COUNTY
SYSTEM OF HIGHWAYS**

WHEREAS, by reason of its location and travel thereon, Rosemead Boulevard from the City Boundary north of Callita Street to 71 feet north of Callita Street within the City of Temple City (City), in the County of Los Angeles (County), State of California, should be a part of the County System of Highways, for the limited purpose of performing road reconstruction and reconstruction of concrete curb and gutter; and

WHEREAS, it is the purpose of the Board of Supervisors of said County to cause construction of the above-stated improvements and perform appurtenant work thereon since the City Council of the City of Temple City, California, consented to the establishment of Rosemead Boulevard from the City Boundary north of Callita Street to 71 feet north of Callita Street, within said City, as part of the County System of Highways on May 20, 2008.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Los Angeles, State of California, that Rosemead Boulevard from the City Boundary north of Callita Street to 71 feet north of Callita Street, within the City, is hereby declared to be a part of the System of Highways of said County as provided in Sections 1700 and 1702 inclusive of the Streets and Highways Code of the State of California for the purpose of authorizing construction of the aforementioned work.

BE IT FURTHER RESOLVED, by the Board of Supervisors of the County of Los Angeles, State of California, that the City agrees:

- (a) That the County shall not be responsible for any damage or liability occurring by reason of any roadway condition on the aforementioned street, within the City, existing prior to the start of road construction by the County or following the completion and field acceptance of said construction.
- (b) That the work to be performed by the County shall not include roadway maintenance activities on Rosemead Boulevard from the City boundary north of Callita Street to 71 feet north of Callita Street, within the City, prior to the start of road construction by the County or following the completion and field acceptance of said construction.
- (c) That the County authorizes the Acting Director of Public Works or his designee to assign to the City all of its right, title, and interest in any unexpired portion of the one year warranty granted to the County by the construction contractor performing the Road Work. This assignment is effective following completion of construction of the Road Work and upon field acceptance of said construction by the County.

The foregoing Resolution was on the day 10th of JUNE, 2008,
adopted by the Board of Supervisors of the County of Los Angeles and ex-officio of the
governing body of all other special assessments and taxing districts, agencies, and
authorities for which said Board so acts.



SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By [Signature]
Deputy

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By [Signature]
Deputy

RESOLUTION NO. 08-4546

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE CITY, CALIFORNIA,
CONSENTING TO THE ESTABLISHMENT OF ROSEMEAD BOULEVARD, FROM THE CITY
BOUNDARY NORTH OF CALLITA STREET
TO 71 FEET NORTH OF CALLITA STREET , WITHIN SAID CITY,
AS PART OF THE SYSTEM OF HIGHWAYS OF THE COUNTY OF LOS ANGELES**

WHEREAS, the County of Los Angeles (County) Board of Supervisors proposes to adopt a resolution declaring Rosemead Boulevard from the City Boundary north of Callita Street to 71 feet north of Callita Street, within the City of Temple City (City), to be a part of the County System of Highways for the purpose of performing road widening, reconstruction of curb and gutter and relocation of catch basin at the aforementioned location, as provided in Sections 1700 to 1702 inclusive of the Streets and Highways Code of the State of California; and

WHEREAS, said Board of Supervisors requested this Council to give its consent to allow the County to perform road improvement work at Rosemead Boulevard from the City boundary north of Callita Street to 71 feet north of Callita Street (Road Work), within the City of Temple City; and

WHEREAS, it is the intent of the County of Los Angeles Board of Supervisors to perform the Road Work, provided the consent of the governing body of the City shall first be given under the terms herein.

NOW, THEREFORE, the City Council of the City of Temple City does resolve as follows:

SECTION 1. Consent to Inclusion in County Highway System – This City Council does hereby consent to include Rosemead Boulevard from the City Boundary north of Callita Street to 71 feet north of Callita Street as part of the System of Highways of the County of Los Angeles as provided in the Sections 1700 to 1704 inclusive of the Streets and Highways Code of the State of California, for the limited purpose of performing road widening, reconstruction of curb and gutter and relocation of catch basin at this location.

SECTION 2. Indemnification – That the City shall fully indemnify, defend, and hold the County harmless in connection with any and all claims, liability, injury (as defined by Government Code Section 810.8) or damage relating to Rosemead Boulevard from the City Boundary north of Callita Street to 71 feet north of Callita Street that is not caused by County's Road Work.

SECTION 3. Roadway Maintenance – The City will remain the owner of the Rosemead Boulevard from the City Boundary north of Callita Street to 71 feet north of Callita Street and remain responsible for all roadway maintenance activities on Rosemead Boulevard from the City Boundary north of Callita Street to 71feet north of Callita Street prior to the start of construction by the County or following the completion and field acceptance of said construction. Following completion of construction and County's field acceptance of the Road Work, the City accepts ownership and full responsibility for all roadway maintenance, relating to the Road Work.

SECTION 4. Environmental Documentation – The City does hereby consent to adopt and concurs with the environmental findings pursuant to the California Environmental Quality Act that has been adopted by the County in connection with the Road Work.

SECTION 5. Warranty for Road Work – The County will assign to the City all of its right, title, and interest to the unexpired portion of a one-year warranty granted to the County by the construction contractor performing the Road Work following completion of construction of the Road Work and field acceptance of said construction by County. The City agrees to accept said assignment as its sole remedy against the County in connection with defects relating to said Road Work.

SECTION 6. The City Clerk shall certify to the passage and adoption of this resolution.

PASSED, APPROVED AND ADOPTED on this 20th day of May, 2008.

Cathy Wilson
Mayor

ATTEST:

Mary R Flandrich
City Clerk

I, City Clerk of the City of Temple City, hereby certify that the foregoing resolution, Resolution No. 08-4546, was adopted by the City Council of the City of Temple City at a regular meeting held on the 20th day of May, 2008, by the following vote:

AYES:	Councilmember-Gillanders, Vizcarra, Wong, Capra, Wilson
NOES:	Councilmember-None
ABSENT:	Councilmember-None
ABSTAIN:	Councilmember-None

Mary R. Flandrich
City Clerk